

**NOTICE OF NON-COMPLIANCE WITH RULES**

U.S. District Court, Office of the Clerk, 222 W. 7th Ave., Rm 229, Anchorage, AK 99513-7564, 907-677-6100

To: Cory Birnberg Case Number: 3:04-cv-00147-RRB  
\_\_\_\_\_  
Case Title: Citicapital Commercial Corp. v Egegik Spirit, et al.  
\_\_\_\_\_  
Docket No: \_\_\_\_\_  
Document Title: Memorandum in support of proposed discovery plan

**Part I. This form is being sent as a courtesy to advise you that document(s) filed in the above referenced case were not in compliance with Local and/or Federal Court Rules and to prevent such deficiencies in the future. The documents have been filed. The following deficiencies were identified:**

LR 3.1 Papers to Accompany Filing

\_\_\_\_(a) Cover Sheet missing

\_\_\_\_OTHER (see comments)

LR 10.1 Form of Pleading

\_\_\_\_(a) General - see Comments Below

\_\_\_\_(b) No Chamber copy(s)-copy charge

Amount Due: \$ \_\_\_\_\_

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**Part II. This form is being sent to advise you that document(s) are being returned for the following reasons:**

FRCP 5(d) Serving & Filing Pleadings and Other Papers

\_\_\_\_ Discovery documents are not routinely filed

\_\_\_\_ Pursuant to Court Order

\_\_\_\_ Depositions are not routinely filed

\_\_\_\_ OTHER (see comments)

28:1914(a) Filing Fee

\_\_\_\_Returned for Filing Fee or waiver of fees

FRCP 10 Form of Pleading

\_\_\_\_(a) Returned Complaint - Names of Parties not listed

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**Part III. This form is being sent to advise you that document(s) were not in compliance with Local and/or Federal Court Rules, which may result in the document(s) being stricken, if not corrected within 7 days:**

LR 10.1 Form of Pleading

\_\_\_\_(e) First page information missing (see comments below)

\_\_\_\_(f) Document is not signed

\_\_\_\_ OTHER (see comments)

LR 5.1 Proof of Service

**XX No proof of service on the document filed**

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**Comments:** \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Name: Dan Maus

Date: May 9, 2006

Distribution:

Original to filing party; copy to Assigned Judicial Officer; copy to case file